

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
 (Reference to PCT International Applications)

(Incl)

ATTORNEY'S DOCKET NUMBER

Rosa POP 22

First Named Inventor:: Rosa
 Art Unit: 2833

Application Number: 10/081,041

Filing Date: Feb. 14, 2002

FAX RECEIVED

SEP 30 2002

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

As a below named inventor, I hereby declare that:

PETITIONS OFFICE

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **HOOK AND HANG DISPLAY SYSTEM WITH PLUG-IN BULLNOSE HEADER MODULE**

[✓]

was filed as United States application Serial No. 10/081,041
 on Feb. 14, 2002

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

Prior Foreign

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s) or 365(a) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed. I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
none			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

60/268,511
 (Application Number)

Filed 2/14/2001

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C.
 120: None.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration numbers):

CHRISTOPHER B. GARVEY, Registration No. 31,015

KURT KELMAN, Registration No. 18,628

ALLISON C. COLLARD, Registration No. 22,532;

WILLIAM C. COLLARD, Registration No. 38,411

EDWARD R. FREEDMAN, Registration No. 26,048; FREDERICK J. DORCHAK, Registration No. 29,298

ELIZABETH COLLARD RICHTER, Registration No. 35,103 ROBERT W. GRIFFITH, Registration No. 48,956

Direct Telephone Calls to:


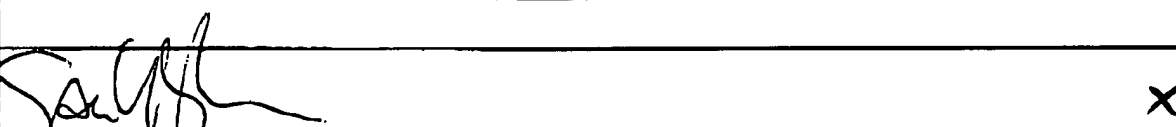

CHRISTOPHER B. GARVEY (516) 365-9802

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
 (Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER

Rosa POP 22

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

signed			
FULL NAME OF INVENTOR	ROSA	Vincent	
RESIDENCE & CITIZENSHIP	Woodhaven	NY	US
POST OFFICE ADDRESS	POST OFFICE ADDRESS <input checked="" type="checkbox"/> Woodhaven		NY ZIP CODE <input checked="" type="checkbox"/> US
signed			
FULL NAME OF INVENTOR	YABLANS	Seth	
RESIDENCE & CITIZENSHIP	Brooklyn	NY	US
POST OFFICE ADDRESS	POST OFFICE ADDRESS <input checked="" type="checkbox"/> 15 JUNKINS DR	city: BROOKLYN	NY ZIP CODE 11545 <input checked="" type="checkbox"/> US
signed			
FULL NAME OF INVENTOR	BASDEO	Chico	
RESIDENCE & CITIZENSHIP	Astoria	NY	US
POST OFFICE ADDRESS	POST OFFICE ADDRESS <input checked="" type="checkbox"/>	city: Astoria	NY ZIP CODE <input checked="" type="checkbox"/> US

PATENT**Atty. Docket Rosa POP 22****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Rosa, et al.
SERIAL NO. 10/081,041
FILED: Feb. 14, 2002
TITLE: HOOK AND HANG DISPLAY SYSTEM WITH PLUG-IN BULLNOSE
HEADER MODULE

Declaration by Christopher B. Garvey**FAX RECEIVED****ATTN: Office of Petitions****SEP 3 U 2002****By fax to 703 308 6916****Asst. Commissioner for Patents****PETITIONS OFFICE****Washington, DC 20231**

Declarant, Christopher B. Garvey, a citizen of the United States, declares:

On Feb. 14, 2001, a *Provisional Patent Application* 60/268,511 was filed that provides priority to this application. The Assignment of that Application to POP was signed by the three co-inventors on January 11, 2001, assigning:

all right, title and interest for the United States, its territories and possessions in and to his invention relating to

Hook and Hang Display System With Plug-In Bullnose Header Module

That assignment further obligated all the co-inventors to the following:

Each of the undersigned further covenants and agrees that at any time upon request of said ASSIGNEE, its successors, legal representatives or assigns he will communicate to said ASSIGNEE, its successors, legal representatives or assigns all information known to him relating to said invention or patent application and that he will execute and deliver any papers, make all rightful oaths, testify in any legal proceedings and perform all other lawful acts deemed necessary or desirable by said ASSIGNEE, its successors, legal representatives or assigns to perfect title to said invention, to said application including divisions and continuations thereof and to any and all Letters Patent which may be granted therefor or thereon, including reissues or extensions, in said ASSIGNEE, its successors, or assigns or to assist said ASSIGNEE, its successors, legal representatives or assigns in obtaining, reissuing or enforcing Letters Patent of the United States for said invention;

I am informed that on or about July 27, 2001, co-inventor Vincent Rosa became no longer in the employ of Assignee. On or about January 17, 2002, co-inventor Chico Basdeo became no longer in the employ of Assignee. As the deadline for filing the present Utility Application approached,

I was told by Valerie Vignola that she had not been able to obtain the signatures of two of the inventors: Chico Basdeo and Vincent Rosa.

On or about August 14, 2002, Valerie Vignola told me that she had spoken by phone with Chico Basdeo and spoke with Vincent Rosa. She had asked each of them to sign the *Inventors' Declaration and Power of Attorney* in this application. Each refused.

I have tried numerous times since then to call Vincent Rosa to ask him to sign the *Inventors' Declaration*. No one answers. I have express mailed to him the Application, Assignment, and *Inventors' Declaration*, with the attached letter of Sept. 26, 2002, but I have received no response.

I have spoken with Chico Basdeo several times since August 14, 2002. Twice he indicated a desire to speak to his lawyer first, but he declined to identify his lawyer to me. I emailed him:

the assignment,
an image file of the signed assignment,
the application, and
the *Inventors' Declaration and Power of Attorney*.

See the attached emails.

On September 26 Chico Basdeo indicated that he would probably refuse to sign but wanted to speak to his attorney on the next day.

About 8 PM on Sept, 27 he said he had seen all the above documents, and he still refused to sign the *Inventors' Declaration and Power of Attorney*.

The unsigned inventors' last known addresses are:

Chandradat (Chico) Basdeo
25-52 14th Street
Astoria, NY 11102-3639
1 718 726 5240

Vincente Rosa
103-21 96th Street
Ozone Park, NY 11417
1 718 805 7006

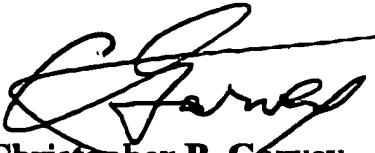
DECLARATION under 37 CFR 1.68 (patents):

All statements herein made of my own knowledge are true and all statements made on information and belief are believed to be true. I am aware that false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of

the application or any patent issuing thereon.

So declared:

By:



Christopher B. Garvey
Reg. No. 31,015

Direct all further correspondence to:

PTO Customer Number 23974

R:\CGarvey\POP\Rose aka POP 22\Vignola Declaration.wpd

PATENTAtty Docket Rosa POP 22IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Rosa, et al.
SERIAL NO. 10/081,041
FILED: Feb. 14, 2002
TITLE: HOOK AND HANG DISPLAY SYSTEM WITH PLUG-IN BULLNOSE
HEADER MODULE

Declaration By Valerie Vignola

ATTN: Office of Petitions
By fax to 703 308 6916
Asst. Commissioner for Patents
Washington, D.C. 20231

Declarant, Valerie Vignola, a citizen of the United States, declares:

On Feb. 14, 2001, a *Provisional Patent Application* 60/268,511 was filed that provides priority to this application.

The Assignment of that Application to POP was signed by the three coinventors on January 11, 2001, assigning:

all right, title and interest for the United States, its territories and possessions in and to his invention relating to

Hook and Hang Display System With Plug-In Bullnose Header Module

That assignment obligated all the co-inventors to the following:

Each of the undersigned further covenants and agrees that at any time upon request of said ASSIGNEE, its successors, legal representatives or assigns he will communicate to said ASSIGNEE, its successors, legal representatives or assigns all information known to him relating to said invention or patent application and that he will execute and deliver any papers, make all rightful oaths, testify in any legal proceedings and perform all other lawful acts deemed necessary or desirable by said ASSIGNEE, its successors, legal representatives or assigns to perfect title to said invention, to said application including divisions and continuations thereof and to any and all Letters Patent which may be granted therefor or thereon, including reissues or extensions, in said ASSIGNEE, its successors, or assigns or to assist said ASSIGNEE, its successors, legal representatives or assigns in obtaining, reissuing or enforcing Letters Patent of the United States for said invention;

On or about July 27, 2001, co-inventor Vincent Rosa became no longer in the employ of

Assignee. At that time he refused to sign any more papers for Assignee, P.O.P. Displays Inc.,

Co-inventor Chico Basdeo and Vincent Rosa, were terminated in their employment by assignee, POP Display's Inc. -identified Patent Application

At that time I attempted to obtain the signatures of Chico Basdeo and Vincent Rosa on various termination documents. They refused, and indicated that they would not sign any papers for POP in the future.

On or about August 14, 2002, I spoke by phone with Chico Basdeo and I spoke with Vincent Rosa. I asked each of them to sign the Inventors' Declaration in this application. They both refused.

DECLARATION under 37 CFR 1.68 (patents):

All statements herein made of my own knowledge are true and all statements made on information and belief are believed to be true. I am aware that false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application or any patent issuing thereon.

So declared:

By:


Valerie Vignola

Direct all further correspondence to:

PTO Customer Number 23974